

91st Illinois General Assembly

Senate Transcript

STATE OF ILLINOIS
91ST GENERAL ASSEMBLY
REGULAR SESSION
SENATE TRANSCRIPT

47th Legislative Day

May 18, 1999

PRESIDENT PHILIP:

The regular Session of the 91st General Assembly will please come to order. Will the Members please be in their -- at their desks? Will our guests in the galleries please rise? Our prayer today will be given by Rabbi Michael Datz, Temple B'rith Sholom, Springfield, Illinois. Rabbi Datz.

RABBI MICHAEL DATZ:

(Prayer by Rabbi Michael Datz)

PRESIDENT PHILIP:

Please remain standing for the Pledge of Allegiance. Senator Sieben.

SENATOR SIEBEN:

(Pledge of Allegiance, led by Senator Sieben)

PRESIDENT PHILIP:

Reading of the Journal. Senator Myers.

SENATOR MYERS:

Mr. President, I move that reading and approval of the Journals of Wednesday, May 12th; Thursday, May 13th; Friday, May 14th; and Monday, May 17th, in the year 1999, be postponed, pending arrival of the printed Journals.

PRESIDENT PHILIP:

Senator Myers moves to postpone the reading and the approval of the Journal just -- pending the arrival of the printed transcript. There being no objections, so ordered. Committee Reports.

SECRETARY HARRY:

Senator Burzynski, Chair of the Committee on Licensed Activities, reports Senate Bill 287 - the Motion to Concur with House Amendment No. 2 Be Adopted.

Senator -- Senator Dillard, Chair of the Committee on Local Government, reports Senate Bill 958 - the Motion to Concur with House Amendment 1 Be Approved for Consideration, and Senate Bill

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1171 - the Motion to Concur with House Amendment 1 Be Approved for Consideration.

Senator Syverson, Chair of the Committee on Public Health, reports that the following bills, with House Amendments, Be Approved for Consideration - Senate Bill 13, with House Amendment 1; 82, with Amendment 1; 458, with Amendment 1; 1065, with Amendment 1; 1116, with Amendment 1; and 1117, with Amendment 1.

Senator Hawkinson, Chair of the Committee on Judiciary,

reports the following bills, with the following amendments, Be Adopted - Senate Bill 48, with Amendment 1; 109, Amendment 1; 315, Amendment 1; 644, Amendment 1; 673, Amendment 1; 749, Amendment 1; 849, with Amendments 1, 2, 3 and 4; and Senate Bill 1112, with House Amendment 2, all Be Adopted.

Senator Fawell, Chair of the Committee on Transportation, reports Senate Bill 37 {sic} (737) and Senate Bill 989, Amendments 1, the Motion to Concur with House Amendments Be Adopted.

Senator Mahar, Chair of the Committee on Environment and Energy, reports Senate Bill 149 - the Motion to Concur with House Amendments 1 and 2 Be Adopted, Senate Bill 423 - the Motion to Concur with House Amendments 1 and 2 Be Adopted, and Senate Bill 496 - the Motion to Concur with House Amendment 1 Be Adopted.

Senator Cronin, Chair of the Committee on Education, reports Senate Bill 463 - Motion to Concur with House Amendment 1 Be Adopted, 529 - with Amendments 1 and 2 Be Adopted; and 653 - with Amendment 1 Be Adopted.

Senator Tom Walsh, Chair of the Committee on State Government Operations, reports Senate Bill 81 - the Motion to Concur with House Amendment 1 Be Adopted, Senate Bill 359, with Amendment 1; 567, with Amendment 1; and 805, with Amendment 3, all Be Adopted.

Senator Klemm, Chair of the Committee on Executive, reports Senate Bill 167 - the Motion to Concur with House Amendment 1 Be Approved for Consideration; Senate Bill 331 - with Amendments 1

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and 2 Be Approved for Consideration; Senate Bill 916, the Motion to Concur...

PRESIDENT PHILIP:

Senator Demuzio, for what purpose do you rise?

SENATOR DEMUZIO:

Point of personal privilege, Mr. President.

PRESIDENT PHILIP:

State your point.

SENATOR DEMUZIO:

Today, Mr. President, I have a couple of Honorary Pages with me. Actually, three. Ryan and Bryan and Nathan Starr of Carlinville, Illinois, are in the back of the Chamber. And also with their grandparents, Harry and Betty, who I think are not in the gallery, but are back in my office, but at least I would like to recognize the young -- young folks from Carlinville that are here serving as Pages.

PRESIDENT PHILIP:

Would they please rise and be recognized by the Senate? Committee Reports.

SECRETARY HARRY:

Senate Bill 916 - the Motion to Concur with House Amendment 1 Be Approved for Consideration, and Senate Bill 1072 - the Motion to Concur with House Amendment 1 Be Approved for Consideration.

Senator Peterson, Chair of the Committee on Revenue, reports

Senate Bill 33 - the Motion to Concur with House Amendment 1 Be Approved for Consideration; Senate Bill 40, with Amendment 1; 376, with Amendment 1; 468, with Amendment 1; 799, with Amendment 1; 1025, with Amendments 1 and 2; and 1118, with Amendments 1, 2, 3 and 4, all Be Approved for Consideration.

PRESIDENT PHILIP:

Messages from the House.

SECRETARY HARRY:

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A Message from the House by Mr. Rossi, Clerk.

Mr. President - I am directed to inform the Senate that the House of Representatives has adopted the following joint resolution, in the adoption of which I am instructed to ask the concurrence of the Senate, to wit:

House Joint Resolution No. 12.

Adopted by the House, May 13, 1999.

PRESIDENT PHILIP:

Senator Karpiel, for what purpose do you rise?

SENATOR KARPIEL:

Thank you, Mr. President. I would like to announce a Republican Caucus immediately in Senator Philip's Office. It'll

be about thirty minutes.

PRESIDENT PHILIP:

Thank you, Senator Karpiel. Do my Democrat friends have a --
Senator Smith, I'm sorry.

SENATOR SMITH:

Thank you...

PRESIDENT PHILIP:

For what purpose do you rise?

SENATOR SMITH:

Thank you, Mr. President. I would respectfully request a
Democratic Caucus as soon as we leave here, in Senator Emil Jones'
Office.

PRESIDENT PHILIP:

Thank you very much. The Senate will stand at ease till 1:30.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR WATSON)

The Senate will come to order, and I would encourage the

Members to return to the Floor. Mr. Secretary, resolutions, please.

SECRETARY HARRY:

Senate Resolution 136, offered by Senator Cullerton.

It's a death resolution, Mr. President.

PRESIDING OFFICER: (SENATOR WATSON)

Consent Calendar, Mr. Secretary. Senator Shadid, for what purpose do you rise, sir?

SENATOR SHADID:

Thank you, Mr. President. A point of personal privilege.

PRESIDING OFFICER: (SENATOR WATSON)

State your point.

SENATOR SHADID:

Mr. President, along with Senator Hawkinson and myself, we'd like to introduce the Senate to the -- who are in the Senate gallery - the seventh grade class from St. Philomena School in Peoria. I'd like the Senate to welcome them to Springfield, please.

PRESIDING OFFICER: (SENATOR WATSON)

Very good. Will our guests in the gallery please rise? We're glad to have you here. Welcome to Springfield. Once again, and I know you've heard this all before, we want to remind the Members to file their motions with regard to joint actions as soon as possible. ...intention of the Chair that we go to page 12 on today's Calendar. Regular Calendar, page 12, Senate -- Secretary's Desk, Concurrence, Senate Bills, and the intention is for nonconcurring motions. Mr. Secretary, do you have a nonconcurring motion on Senate Bill 27? Senator Bowles, on Senate Bill 27, you have filed a motion to nonconcur. Do you want to

proceed with that, ma'am?

SENATOR BOWLES:

Yes.

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PRESIDING OFFICER: (SENATOR WATSON)

Mr. Secretary, read the motion.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendments 1, 2, 3 and 5 to Senate Bill 27.

The motion, by Senator Bowles.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Senator Demuzio. Not on this. Senator Bowles moves to nonconcur in House Amendments 1, 2, 3 and 5 on Senate Bill 27. All those in favor, say Aye. Opposed, Nay. The Ayes have it, and the Secretary will -- shall -- so inform the House. Senator Demuzio.

SENATOR DEMUZIO:

Parliamentary inquiry. We're just curious as to what we might expect today. What -- what are we going to do?

PRESIDING OFFICER: (SENATOR WATSON)

We have the regular Calendar, and we then have a Supplemental

Calendar, which should have been distributed. Forty concurrence motions. Senator Bowles, do you wish to nonconcur, with your motion that's been filed in regard to Senate Bill 304 and their amendments?

SENATOR BOWLES:

Yes. I wish to nonconcur.

PRESIDING OFFICER: (SENATOR WATSON)

Mr. Secretary, please read the motion.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 304.

The motion, by Senator Bowles.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, Senator Bowles moves to nonconcur in House Amendment No. 1 to

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Senate Bill 304. All those in favor, say Aye. Opposed, No. The Ayes have it, and the Secretary will so inform the House. Senator Obama on the Floor? Is Senator Obama on the Floor? Senator Weaver. Stan Weaver. Stan Weaver. Senator Weaver wishes to proceed with the nonconcurring motion. Mr. Secretary, please read

the motion.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 1018.

The motion filed by Senator Weaver.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, Senator Weaver moves to nonconcur in House Amendment No. 1 to Senate Bill 1018. All those in favor, say Aye. Opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Do we have leave of the Body to allow for Senator Weaver to handle Senate Bill 1028 for Senator Philip? Leave is granted. Mr. Secretary, will you please read the motion?

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 1028.

The motion, by Senator Philip.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, Senator Philip moves to nonconcur in House Amendment No. 1 to Senate Bill 1028. All those in favor, say Aye. Opposed, Nay. The Ayes have it. And the motion carries, and the Secretary shall so inform the House. Senator Obama returned to the Floor? Senator Weaver, on a nonconcurrency motion. Senator Weaver, do you move to nonconcur with House Amendment No. 1 to Senate Bill 1203? Senator Weaver. Senator Weaver moves to nonconcur with House Amendment No. 1 to Senate Bill 1203. Is there any

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discussion? Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it, and the motion carries, and the Secretary shall so inform the House. We'll now go to final action on page 16. Make sure you're following your Calendars. It's going to be confusing here. We have Senate Bill 746. Senator Shaw, a motion to concur, and this would be final action. Is Senator Shaw on the Floor? Senator Shaw on the Floor? We'll now go to page 18. Senator Tom Walsh. The middle of the page. Senate Bill 1115. Mr. Secretary, please read the motion.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1115.

The motion, by Senator Tom Walsh.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Tom Walsh.

SENATOR T. WALSH:

Thank you, Mr. President. This just makes a technical change to a bill that passed out of here, I believe, with 57 votes. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR WATSON)

Is there discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you -- thank you, Mr. President. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates he'll yield, Senator Hawkinson.

SENATOR HAWKINSON:

Senator, I'd ask you and -- and any other Senator this afternoon who has a concurrence motion to briefly tell us what the underlying bill does, please.

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Senator Walsh.

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SENATOR T. WALSH:

You might remember, this is a bill that was from the Department of Insurance. It set up a protected cell for a catastrophe. It was a bill that we discussed greatly in committee. I think there were a number of questions on the Floor also. So that an insurance company could set up a cell for -- for instance, if there was an earthquake within the -- within the State of Illinois, that you could -- you could buy insurance on the fact that it was either going to happen or not going to

happen.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any other discussion? Is there any other discussion? If not, this will be final action. The question is, shall the Senate concur in House Amendments -- Amendment No. 1 to Senate Bill 1115. Those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1115, and the required constitutional majority, is declared passed. Senator Shaw has returned to the Floor, and we now are back on page 16 with Senate Bill 746. Mr. Secretary, please read the bill.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 746.

The motion, by Senator Shaw.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Shaw.

SENATOR SHAW:

Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR WATSON)

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Let's give the speaker our attention, please.

SENATOR SHAW:

Thank you, Mr. President. All this does, it creates the second 1999 General Recovery {sic} (Revisory) Act. And this is an LRB initiative, and I move to concur.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? This is final action. No discussion. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 746. Those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 746, and having received the required constitutional majority, is declared passed. Now on -- still on the regular Calendar. Page 14. Senate Bill 392, on a motion to nonconcur. Mr. Secretary, please read the motion.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendments 1, 2 and 4 to Senate Bill 392.

The motion, by Senator O'Malley.

PRESIDING OFFICER: (SENATOR WATSON)

Senator O'Malley. That motion to the Floor, Senator O'Malley wishes to move to nonconcur in House Amendments 1, 2 and 4 to Senate Bill 392. All those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so

inform the House. ...still on page 14. On the motion to nonconcur, we have Senate Bill 391. Senator Dillard wishes to proceed with that motion. Mr. Secretary, please read the motion.

SECRETARY HARRY:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 391.

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The motion, by Senator Dillard.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dillard moves to nonconcur in House Amendment No. 1 to Senate Bill 391. Is there any discussion? Is there any discussion? If not, all those in favor, say Aye. Opposed, Nay. The Ayes have it. The motion carries, and the Secretary shall so inform the House. Mr. Secretary, Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the following Legislative Measures have been assigned: Referred to the Committee on Agriculture and Conservation - the Motion to Concur with House Amendment 1 to Senate Bill 163, Amendments 1 and 2 to Senate Bill 725, and Amendment 1 to Senate Bill 1068; to the Committee on Commerce and Industry - Motions to Concur with House

Amendment 1 to Senate Bill 656, Amendments 1 and 2 to 667, and Amendments 1, 2 and 3 to 812; to the Committee on Education - Motions to Concur with House Amendments 1 and 2 to Senate Bill 1054, Amendment 1 to Senate Bill 1168, Amendment 1 to Senate Joint Resolution 17; to the Committee on Judiciary - the Motion to Concur with House Amendments 1, 2 and 4 to Senate Bill 392; to the Committee on Licensed Activities - Motions to Concur with House Amendment 1 to Senate Bill 124, Amendment 1 to 435, Amendment 1 to 445, Amendments 1 and 2 to 658, and Amendments 1 and 2 to 800; to the Committee on Public Health and Welfare - Motions to Concur with House Amendments 1 and 2 to Senate Bill 561, Amendment 1 to 818, and Amendment 1 to 1114; to the Committee on Revenue - Motions to Concur with House Amendments 1 and 2 to Senate Bill 37, Amendment 1 to Senate Bill 53, Amendments 1 and 2 to 946, Amendments 1, 2, 4, 6 and 7 to 1032; and Be Approved for Consideration - the Motion to Concur with House Amendment 1 to Senate Bill 287.

PRESIDING OFFICER: (SENATOR MAITLAND)

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Ladies and Gentlemen, it's the intent of the Chair to go to Supplemental Calendar No. 1, which has been distributed. We will

have, in this order, Senators Syverson, Watson, Watson, Silverstein, del Valle. All right. On page 2 of Supplemental Calendar No. 1, Senate Bill 13. Senator Syverson. Read the bill, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 13.

The motion, by Senator Syverson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President and Members of the Chamber. On -- on Senate Bill 13, the amendment makes some technical changes in the negotiations that we have made, as well as adds an effective date of April 1st of 2000. And I -- I do have to read, for purposes of legislative intent, the following: It is not the intent that any part of this legislation be in conflict with the Illinois Pharmacy Practice Act as it relates to labeling of containers and dispensing of Schedule II controlled substances. If there is an inconsistency or a conflict, the Illinois Pharmacy Act should take precedent. It is the intent that the prescription monitoring program and the central repository for collection of information is limited to Schedule II controlled substances. Under Section 318(c), the Department is permitted to disclose confidential information pertaining to Schedule II controlled substances to persons who are engaged in receiving, processing and storing the information. It is not the intent that this information be disclosed to third-party vendors. It is the intent that the

advisory committee created under Section 320 of the Act advise the Department on implementation of the Schedule II controlled

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substance prescription monitoring program. It is not the intent that dispensers or pharmacies incur any charges or fees associated with the design, development or implementation of the Schedule II controlled monitoring program or for providing information collected by the Department's central repository. Again, this is the legislation that eliminates the need for the triplicate form in Illinois. And I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR MAITLAND)

All right. Is there discussion? Is there discussion? If not, this is final action. The question is, shall the Senate concur in House Amendments No. 1 to Senate Bill 13. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, no Nays, 1 Member voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 13, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 33. Senator Watson. Read the bill, Mr.

Secretary.

SECRETARY HARRY:

I move to nonconcur {sic} (concur) with the House in the adoption of their Amendment No. 1 to Senate Bill 33.

The motion, by Senator Watson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Watson.

SENATOR WATSON:

Thank you very much, Mr. President. When this bill left the Chamber, it amended the Property Tax Code to clarify a tax-exempt status for leaseback arrangements with Bi-State Development Agency. When it went over to the House, they added a provision that allowed for this same leaseback arrangement to take place with school districts. This is the very same arrangement that

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Metra, RTA, Pace, and the State and other governmental bodies have.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is final action. The question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 33. Those in favor will vote Aye.

Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 55 Ayes, 2 Nays, no Members voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 33, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 40. Senator Watson. Read -- read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 40.

The motion, by Senator Watson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Watson.

SENATOR WATSON:

Thank you very much, Mr. President. As you read on the board, it says Economic Development Tax Credit Act. That's exactly what this is. This is -- as it passed the Senate, creates the Governor's tax credit program for incentive for development in both industry within the State and those industries, hopefully, coming to our State. It puts us kind of on a level playing field with the states around us as far as incentives that we can offer those industries coming into the State. The amendment is just a technical amendment, and it really takes it back to the original intent of the legislation.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is

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final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 40. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 40, and the bill, having received the required constitutional majority, is declared passed. Let me -- Ladies and Gentlemen, let me just remind all of you, we have a lot of guests in the galleries, so there's some natural background noise, and there's a lot of noise on the Floor. Let's please give the Members your respect and listen to the motions, please. Senate Bill 48. Senator Silverstein. Read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 48.

The motion, by Senator Silverstein.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Silverstein.

SENATOR SILVERSTEIN:

Thank you, Mr. President. The amendment cleans up the definition of mental health records and -- developmental

disability services. This would allow a person who has applied for a gun permit, for us to go into another state to see whether or not they have any type of mental illness. It's just a summary. It cleans up the bill totally. I'd ask for an Aye vote.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 48. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish?

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Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, no Nays, no Members voting Present. And the Senate does -- does concur in House Amendment No. 1 to Senate Bill 48, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 81. Senator del Valle. Read the bill -- read the -- the motion, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 81.

The motion, by Senator del Valle.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. The original bill, Senate Bill 81, required the Department of Public Health to develop a -- an asthma information campaign targeting high-risk groups. The amendment adopted in the House, was an amendment worked out with the advocacy groups and the Illinois Department of Public Health. And the amendment requires representatives of State and community-based agencies involved with asthma to work with DPH. It also has a January 1, 2000, reporting date.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 81. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 81, and the bill, having received the required constitutional majority, is declared passed.

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Senate Bill 82. Senator del Valle. Read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 82.

The motion, by Senator del Valle.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator del Valle.

SENATOR DEL VALLE:

Thank you, Mr. President. This bill expands the list of persons mandated to report possible child abuse or neglect to include nurse practitioners and home health aides. The House amendment was a technical amendment changing nurse practitioners to advanced nurse practitioners.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 82. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 58 Ayes, no Nays, no Members voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 82, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 109. Senator Munoz. Read -- read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their

Amendment No. 1 to Senate Bill 109.

The motion, by Senator Munoz.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Munoz.

SENATOR MUNOZ:

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Thank you, Mr. President. I move to concur with Senate Bill 109. Creates the offense of theft -- of financial identity theft under the Criminal Code. Just retains the bill. Clarifies the standard for finding the defendant guilty, eliminating confusing language about written permission to simply require that the defendant fraudulently obtained credit, money, goods, service or other property in the name of another in order for the defendant to be found guilty.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 109. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 59 Ayes,

no Nays, no Members voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 109, and the bill, having received the required constitutional majority, is declared passed. Bottom of page 2 is Senate Bill 149. Senator Watson. Read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendments 1 and 2 to Senate Bill 149.

The motion, by Senator Watson.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. As you may recall, the original bill, Senate Bill 149, dealt with the 9-1-1 problem and the enhanced phone services that would be required. We had considerable discussion with this. A lot of people involved. The bill passed here unanimously, I believe, and came back with two

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amendments, one that said that if you are at Department of Corrections and you have a pay phone, you will not be required to have a -- a 9-1-1 identification. The second amendment dealt with

health facilities, and that if they have a twenty-four-hour-per-day nursing personnel, that they, too, will be exempt from the provisions of this legislation.

PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 and 2 to Senate Bill 149. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 59 Ayes, no Nays, no Members voting Present. And the Senate does concur in House Amendments No. 1 and 2 to Senate Bill 149, and the bill, having received the required constitutional majority, is declared passed. Senate Bill 167. Senator Mahar. Read the motion, Mr. Secretary.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 167.

The motion, by Senator Mahar.

PRESIDING OFFICER: (SENATOR MAITLAND)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President, Members of the Senate. The original bill had a land conveyance between the State of Illinois Department of Mental Health and the Village of Tinley Park and United Cerebral Palsy. The House added a conveyance between the Department of Corrections and Lockport Township Park District. Neither of these, I might add, are a quick-take. I know of no opposition, and would move its concurrence.

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PRESIDING OFFICER: (SENATOR MAITLAND)

Is there discussion? Is there discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 167. Those in favor will vote Aye. Opposed, Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record, Mr. Secretary. On that question, there are 57 Ayes, no Nays, no Members voting Present. And the Senate does concur in House Amendment No. 1 to Senate Bill 167, and the bill, having received the required constitutional majority, is declared passed.

PRESIDING OFFICER: (SENATOR WATSON)

We are on Supplemental Calendar No. 1. We have motions to concur from Senator Syverson on Senate Bill 287. Mr. Secretary, would you please read the motions?

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 287.

We have a like motion on Amendment No. 2.

The motions, by Senator Syverson.

PRESIDING OFFICER: (SENATOR WATSON)

Is -- Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. Amendment No. 1 is just a -- a tracking amendment, 'cause Amendment No. 2 actually becomes the bill, and this amends the Illinois Dental Practice Act. It's an agreement that's been worked out by all parties. I know of no opposition, and would just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there discussion? If not, the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 287. Those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who

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wish? Have all voted who wish? Take the record. On that question, there are 57 voting Yes -- excuse me, there are 58 voting Yes, 1 voting No, no voting Present. The Senate does concur in House Amendments No. 1 and 2 to Senate Bill 287, and having received the required constitutional majority, is declared passed. Senate Bill 315. Mr. Secretary, please read the motion.

SECRETARY HARRY:

I move to concur with the House in the adoption of their

Amendment No. 1 to Senate Bill 315.

The motion, by Senator Link.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Link.

SENATOR LINK:

Thank you, Mr. President. The underlying bill required that the death certificate list the cause of death as domestic violence if there was any finding of medical justification; required that in every case in which domestic violence is determined, that the cause of death by the coroner shall report the death to the Department of State Police. The amendment retains the bill, just deletes the requirement of listing domestic violence as the cause of death on the death certificate. Still shall have the reporting.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 315. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes no voting No, no voting Present. The -- the Senate does concur in House Amendment No. 1 to Senate Bill 315, and having received the required constitutional majority, is declared passed. Senator

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Lauzen, for what purpose do you rise, sir?

SENATOR LAUZEN:

Mr. President, on Senate Bill 287, I inadvertently pressed No, and I'd like the record to reflect a Yes vote.

PRESIDING OFFICER: (SENATOR WATSON)

The record will reflect that request. Senate Bill 331. Senator Hawkinson. Out of the record. Senate Bill 359. Senator O'Malley. Mr. Secretary, please read the motion.

SECRETARY HARRY:

I move to concur with the House in the adoption of Amendment No. 1 to Senate Bill 359.

The motion, by Senator O'Malley.

PRESIDING OFFICER: (SENATOR WATSON)

Senator O'Malley.

SENATOR O'MALLEY:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The underlying bill has to do with establishing an Insurance Fraud Task Force. The amendment in the House added...

PRESIDING OFFICER: (SENATOR WATSON)

Excuse me. Senator O'Malley, just -- just a moment. Why don't we have some order in here and -- so we can hear the speaker. Let's give our attention to the speaker. This is final action. Take our conferences off the Floor. Those of you who are out in the hallway, I hope you can hear me, just leave the area if you

would. Thank you very much. Senator O'Malley.

SENATOR O'MALLEY:

The amendment in the House added four additional appointments to be made by the Governor. This is agreed-to language by the parties that were negotiating around it. I'd seek your support.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, this is final action, and the question is, shall the Senate concur

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in House Amendment No. 1 to Senate Bill 359. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 359, and having received the required constitutional majority, is declared passed. Senator O'Malley, on Senate Bill 376. Mr. Secretary, read the motion, please.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 359 {sic}.

The motion, by Senator O'Malley.

PRESIDING OFFICER: (SENATOR WATSON)

Senator O'Malley.

SENATOR O'MALLEY:

Again, Thank you, Mr. President, Ladies and Gentlemen of the Senate. I am moving for concurrence with the House Amendment to Senate Bill 376. The underlying bill creates a tax week in Cook County. What the amendment does is clarify and states that the failure to hold a meeting on the required day set forth in the underlying bill due to a natural disaster or act of God does not constitute failure to meet the mandates of the Act -- and also suggests an alternative method in the event of either one of those circumstances. I'd be happy to answer any questions you may have.

PRESIDING OFFICER: (SENATOR WATSON)

Well, Senator Demuzio.

SENATOR DEMUZIO:

You know, I like Senator O'Malley, but I can't hear him.

PRESIDING OFFICER: (SENATOR WATSON)

Well, I have to tell you, Senator, that the vast majority of the noise that's coming from this Body is coming from right over

this area. So you can control that yourself.

SENATOR DEMUZIO:

Well...

PRESIDING OFFICER: (SENATOR WATSON)

Senator O'Malley, would you want to just go ahead and proceed...

SENATOR DEMUZIO:

...we haven't had very many bills over here. So you haven't looked over here for a long time.

PRESIDING OFFICER: (SENATOR WATSON)

Senator O'Malley. Senator O'Malley? Senator O'Malley, would you mind just briefly repeating...

SENATOR O'MALLEY:

I'd be happy to. Senate Bill 376, I'm -- I'm seeking concurrence with the amendment in the House that clarifies that the underlying bill, which creates a tax week in Cook County, the failure to hold a meeting on the required day set forth in the underlying bill would not constitute a failure to meet due to a -- a natural disaster or act of God, and also provides and alternative meeting date in the -- in the event of those circumstances.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 376. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 voting Yes, no voting No, no voting Present. The Senate does concur in

House Amendment No. 1 to Senate Bill 376, and having received the required constitutional majority, is declared passed. Senator Maitland, on Senate Bill 423. Mr. Secretary, please read the

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bill.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendments 1 and 2 to Senate Bill 423.

The motion, by Senator Maitland.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Maitland.

SENATOR MAITLAND:

Thank you very much, Mr. President, Members of the Senate. House Amendment No. 1 specifies that Senate Bill 423 applies only to the electric public utility, rather than to all utilities, telephones, et cetera. House Amendment No. 2 provides that by January, 2001, the Commerce Commission shall establish by rule statewide standards for tree trimming activities performed by electric public utilities. The standards are based upon the same guidelines as they were as this bill left the -- the Chamber a number of weeks ago. I believe this represents a -- a compromise

agreement by all. The Municipal League is neutral on this. There are no municipalities opposed to the bill, and I would seek approval of both motions, Mr. President.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendments No. 1 and 2 to Senate Bill 423. Those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendments 1 and 2 to Senate Bill 422 -- 423, and having received the required constitutional majority, is declared passed. We're moving right along. On page 4 of the Supplemental Calendar No. 1, we have Senate Bill 458. Senator Syverson. Mr. Secretary,

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please read the motion.

SECRETARY HARRY:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 458.

The motion, by Senator Syverson.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. The amendment on 458 just addresses some of the concerns that the Trial Lawyers had with the -- with this legislation. That has been addressed to all parties' satisfaction. This is the -- the Automated External Defibrillator Act, which we've discussed extensively in the past, a very fine piece of legislation, and I would also like to thank the Heart Association for the work they did in helping make this a reality. And be happy to answer any questions, otherwise ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 458. All those in favor, vote Aye. Opposed, vote No. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 Senate Bill 458, and having received the required constitutional majority, is declared passed. Senate Bill 463. Out of the record. Senate Bill 468. Senator Fawell. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 468.

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Filed by Senator Fawell.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Fawell.

SENATOR FAWELL:

Thank you very much. The original bill actually was stating that roller -- rolling stock, which includes railroads and trucks, in order to qualify for interstate title, must make fifteen trips during a calendar year. This changes it from a calendar year to twelve months. It's really more of a technical amendment.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, once more, this is final action, and the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 468. Those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 Senate Bill 468, and having received the required constitutional majority, is declared passed. Senator Rauschenberger, on Senate Bill 496. Madam Secretary, please read the bill -- the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 496.

Motion, by Senator Rauschenberger.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Rauschenberger.

SENATOR RAUSCHENBERGER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The House amendment is a clarifying amendment that clarifies language that the House had concerns about. The underlying bill clarifies an agreement on landfills located in the floodplain.

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Only if they decide to expand are they subject to the new larger requirements for reinsurance in case of a leak.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 496. Those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 voting Yes, 1 voting No, no voting Present.

The -- the Senate does concur in House Amendment No. 1 Senate Bill 496, and having received the required constitutional majority, is declared passed. Senate Bill 529. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendments 1 and 2 to Senate Bill 529.

Motion, by Senator Dillard.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The underlying bill that 529 is deals with an integrated pest management program for school districts to keep our schools a little bit healthier when it comes to adding pesticides to the environment in the school. The two House amendments are -- are pretty simple. The House Amendment No. 2 moves the effective date out to August 1st of the year 2000, so there'll time to implement this program. And House Amendment No. 1 changes and says that when a school has this program, it shall be run by somebody who has knowledge in pest control. We changed that to they shall just pick a school employee to run the program, and also we allow employees, in addition to students or parents, to be put on the

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pest control registry. I'd be happy to answer any questions. These are two good amendments, and I'd move their adoption and our concurrence in Senate Bill 529.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? Is there any discussion? If not, this is final action, and the question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 529. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendments 1 and 2 to Senate Bill 529, and having received the required constitutional majority, is declared passed. Senate Bill 567. Senator Rea. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 567.

Motion, by Senator Rea.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Rea.

SENATOR REA:

Thank you, Mr. President, Members of the Senate. House Amendment 1 does not alter any of the provisions of Senate Bill 567. It's primarily a cleanup, but it does provide that a statement of correction cannot be used to change a statement of

corporate purpose. It also, there, has the articles of incorporation can be amended without listing the initial directors or the initial registered agent. And I would move for concurrence.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not,

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the question is, shall the Senate concur in House -- with House Amendment No. 1 to Senate Bill 567. This is final action. And those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 567, and having received the required constitutional majority, is declared passed. Senator Munoz, on Senate Bill 644. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 644.

Filed by Senator Munoz.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Munoz.

SENATOR MUNOZ:

Thank you, Mr. President and Members of the Senate. I move to concur with House Amendment No. 1 for Senate Bill 644. A person convicted of, found guilty under the Juvenile Court Act of 1987 for, or who will receive court supervision for, an attempt or an actual violation of one of the following offenses committed on or after July 1st, 2001, must submit blood specimens to Department of State Police for analysis and categorizing into genetic marker groupings: first degree murder, second degree murder, kidnapping, aggravated kidnapping, home invasion, aggravated vehicular hijacking, robbery, armed robbery and the possession of burglary tools. The changes was we went to July 1st of 2003, or whenever the money was there for it. I move to concur.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Senator Molaro. ...other discussion? Any other discussion? If not, this is final action,

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and the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 644. All those in favor, vote Aye. Opposed,

vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 to -- to Senate Bill 644, and having received the required constitutional majority, is declared passed. Moving right along, on page 5 on the Supplemental Senate Calendar, is 653. Senator Cronin? Senator Cronin. Out of the record. Senate Bill 673. Senator Radogno? Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 673.

Motion filed by Senator Radogno.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Radogno.

SENATOR RADOGNO:

Thank you, Mr. President. The underlying bill, as you recall, created the sexual abuse nurse examiners pilot program. The amendment simply allows physicians to participate in this as well. I'd ask for your favorable vote.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 673. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? ...all voted who wish? Take the record. On that question, there are 58 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment

No. 1 to Senate Bill 673, and having received the required constitutional majority, is declared passed. Senate Bill 737.

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Senator Mahar. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 737.

Motion filed by Senator Mahar.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President, Members. This Senate Bill 737 increases the fine for driving over the speed limit in a school zone. House Amendment No.1 just further clarifies the intent of the bill. I know of no opposition, and would move concurrence.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 737. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that

question, there are 58 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 737, and having received the required constitutional majority, is declared passed. Senator Cullerton? Senator Cullerton, on Senate Bill 749. Senator Cullerton on the Floor? Out of the record. Senator Peterson, on Senate Bill 799. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 799.

Motion filed by Senator Peterson.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Peterson.

SENATOR PETERSON:

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Thank you, Mr. President. Senate Bill 799, as it passed the Senate to the House, defined sale finance company and -- in customer receivables. The amendment is -- defines finance leases and provides that they -- they shall be treated as loans. It's supported by Department of Revenue, Taxpayers' Federation and the Illinois Retail Merchants' Association. I ask for concurrence

with Amendment 1.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 799. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 799, and having received the required constitutional majority, is declared passed. Senator Mahar, on Senate Bill 805. Madam Secretary, please read the -- the motion. This is Senate Bill 805.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 805.

Filed by Senator Mahar.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. Senate Bill 805 created the Illinois Fire Distribution Fund. House Amendment No. 1 further clarifies that this is subject to appropriation only. I'd move concurrence.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not,

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the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 805. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 {sic} (59) voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 805, and having received the required constitutional majority, is declared passed. We -- we have an error here, and our Calendar shows that Senate Bill 805 was amended -- this is the motion to concur with Amendment No. 1. We have subsequently found that it should have been House Amendment No. 3. So Senator Mahar, we would like to make the record clear, and if you would explain House Amendment No. 3, and if, in fact, it is your motion to concur with House Amendment No. 3 to Senate Bill 805.

SENATOR MAHAR:

Thank you, Mr. President. There's only one amendment that the House put on. Corrected -- House Amendment No. 3, this further clarifies that this is -- this fund will be -- will occur only during the appropriations process. Nothing out of the appropriation process will occur, and I would move its concurrence.

PRESIDING OFFICER: (SENATOR WATSON)

Very good. The motion is by Senator Mahar to concur with House Amendment No. 3 to Senate Bill 805. And all those in favor, please vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 805, and having received the required constitutional majority, is declared passed. Senator Klemm, for what purpose do you rise?

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SENATOR KLEMM:

Just a parliamentary inquiry.

PRESIDING OFFICER: (SENATOR WATSON)

Sure, go right ahead.

SENATOR KLEMM:

I was curious then, did we withdraw Amendment No. 1 since we adopted it? Now, think about it. I mean, we adopted it, and I didn't hear any withdrawal of it. So I didn't know if we adopted two amendments, and we're not really sure and I wanted to be sure, because I know the sponsor doesn't want a confusion that happened to me one time. And I want to be -- just to protect his interest.

PRESIDING OFFICER: (SENATOR WATSON)

When -- and we appreciate that, and I know that Senator Mahar appreciates that. What the situation is, we never had Senate -- or, House Amendment No. 1 before the Body. So that being the case, there's not a problem, Senator. Senator Parker, on Senate Bill 849. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendments 1, 2, 3 and 4 to Senate Bill 849.

Motion filed by Senator Parker.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Parker.

SENATOR PARKER:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The underlying bill amends the Mental Health and Developmental Disabilities Code, and looks at contents and filing requirements of treatment plans, particularly for those who are involuntarily committed. Amendment No. 1, which was agreed to by Department of Human Services, provides more detail on the contents of the treatment plans. Amendment No. 2, which was recommended by the State Medical Society, goes into the administrative director of

the subdivision for mental health services that that is not a board-certified psychiatrist, the Secretary shall appoint a Chief for Clinical Services who shall be a board-certified psychiatrist. Amendment No. 3, offered by the Mental Health Association, goes into the relationship between the interagency disclosure of recipient information. And Amendment No. 4, which amends the Mental Health Code, provides that a licensed clinical professional counselor with certain criteria can be considered and will be considered qualified examiners. I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1, 2, 3 and 4 to Senate Bill 849. All those in favor, vote Aye. Opposed, vote No. This is final action. And the voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1, 2, 3 and 4 to Senate Bill 849, and having received the required constitutional majority, is declared passed. Senator Judy Myers, on Senate Bill 916. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 916.

Motion filed by Senator Myers.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Myers.

SENATOR MYERS:

Thank you, Mr. President, Members of the Senate. Senate Bill 916 amends the Eastern Illinois University Law to authorize the Eastern Illinois University Board of Trustees to sell the University President's home. And the House Amendment amends the

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use of the proceeds of the home sale to state that the funds shall be used for upgrading the on-campus formal reception facility, instead of funding the University President's housing stipend. It -- the University has told us that there are at least seventy-three, if not more, days in which the house is used for receptions, and there's no other place on Eastern Illinois' campus for them to use for these receptions. So I would -- I would answer -- be glad to answer any questions. Would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Senator Peterson.

SENATOR PETERSON:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates she'll yield.

SENATOR PETERSON:

The President's home is owned by the State of Illinois? If the home is sold, do we have to have appraisals done by an MAI appraisal, and there's some format for selling that, bid requirements?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Myers.

SENATOR MYERS:

Yes. That is correct. There is -- it's a formal bid process. They are using a Realtor. This is a home in a residential area. So they're using the usually prescribed system of getting bids and then selling the home on the open market.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any other discussion? Is there any other discussion? If not, this is final action, and the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 915 {sic}. All those in favor, vote Aye. Opposed, vote No. The

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voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting

Present. The Senate does concur with House Amendment No. 1 to Senate Bill 916, and having received the required constitutional majority, is declared passed. We are on page 6 of the Supplemental Calendar. Top of the page, we have Senate Bill 958. Senator Klemm. Madam Secretary, would you please read the motions?
ACTING SECRETARY HAWKER:

I move to concur with the House -- with the -- pardon me -- I concur -- I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 958.
Filed by Senator Klemm.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Klemm, to explain the motion to concur in House Amendment No. 1.

SENATOR KLEMM:

Thank you, Mr. President. Amendment No. 1 contains language which is identical to the language found in the Forest Preserve District Act. It provides that property owned by a conservation district is not subject to eminent domain, condemnation, special assessments and annexations by other units of local government. It also contains, for the large conservation districts, a budget and appropriation ordinance must be approved by the county board before it can be adopted. And I do ask for your concurrence.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, Senator Klemm moves to concur with House Amendment No. 1 to Senate Bill 958. Those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 voting Yes, no voting No, no voting

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Present. The Senate does concur with House Amendment No. 1 to Senate Bill 958, and having received the required constitutional majority -- now we have a second motion, to nonconcur. Senator Klemm. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to nonconcur with the House in the adoption of their Amendment No. 2 to Senate Bill 958.

Motion filed by Senator Klemm.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Klemm.

SENATOR KLEMM:

...Mr. President. This amendment was added without my knowledge. I wasn't aware of it, but it is flawed in its language. It also is contained in a separate bill in the House. The House sponsor does agree that it should not be on this bill. It contained election information, and I would ask for nonconcurrence on House Amendment No. 2.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Klemm now moves to nonconcur with House Amendment No. 2 to Senate Bill 958. All those in favor, say Aye. Opposed, Nay.

The Ayes have it. The motion carries, and the Secretary shall so inform the House. Senator Dudycz, on Senate Bill 989. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 989.

Motion filed by Senator Dudycz.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. Senate Bill 989, as passed originally the Senate, -- increased the cost of a commercial

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driver's license from forty to sixty dollars, raising an estimated 2.2 million dollars for -- for a fund that would be used to hire an additional twenty-eight State troopers to conduct motor carrier safety inspections. The House Amendment No. 1 was -- was inserted at the request of the Secretary of State. It adds a provision which allows the Secretary of State to use a portion of money that the office uses -- that it currently receives from CDL fees to equipment used in testing CDL applicants. Under current law, six

dollars of each CDL goes into a special fund to be used by Secretary of State for the enrollment of commercial driver's license -- licenses into the National CDL Systems and for network charges for motor vehicle driver records and data information. House -- the language in House Amendment No. 1 would authorize the Secretary to use these funds for equipment for the testing of CDL applicants. The Secretary of State will purchase sixty automatic commercial driver's license units to be located at the driver's license facilities in the Chicagoland areas, and the estimated cost of the sixty units is eight hundred thousand dollars. And I would seek the concurrence of the Senate of House Amendment No. 1 to Senate Bill 989.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 989. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 899 {sic}, and having received the required constitutional majority, is declared passed. Senate Bill 1025. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

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I move to concur with the House in the adoption of their Amendments 1 and 2 to Senate Bill 1025.

Motion filed by Senator Clayborne.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Clayborne.

SENATOR CLAYBORNE:

Thank you, Mr. President and -- and Members of the Senate. Senate Bill 1025 was originally passed out of here to extend the TIF -- one of the TIF districts in East St. Louis. Over in the House it has been -- Amendment 1 adds the city of -- Amendment 1 -- House Amendment 1 adds the City of Kankakee, and the local taxing districts have signed off. And House Amendment 2 adds the Village of Sauget, which is in my district. And again, the local school districts have signed off. Everybody's in favor of these -- local bodies are in favor of these extensions. So I would ask for a favorable vote. I would move to concur.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 1025. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 voting Yes, 3 voting No, no voting Present. The Senate does concur with House Amendments

1 and 2 to Senate Bill 1025, and having received the required constitutional majority, is declared passed. Senate Bill 1065. Senator Donahue. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in -- in their adoption of their Amendment No. 1 to Senate Bill 1065.

Motion filed by Senator Donahue.

PRESIDING OFFICER: (SENATOR WATSON)

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Senator Donahue.

SENATOR DONAHUE:

Thank you very much, Mr. President, Members of the Senate. House Amendment No. 1 is an agreed-to amendment. In fact, all the parties are very happy with what actually came out. It clarifies that DHS will define developmental delay by rule. It clarifies that the determination of being at risk of having substantial delays will be based on informal clinical judgment. In provisions that outline types of early intervention services, it clarifies that physical development also includes vision and hearing, and it deletes references to the Senate bill of duplication of services, regional entities, and requiring DHS to collect fees. As I said,

it's an agreed-to amendment, and I would move for its concurrence.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1065. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1065, and having received the required constitutional majority, is declared passed. Senator Noland, on 1072. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I -- I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1072.

Motion filed by Senator -- Senator Noland.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Noland.

SENATOR NOLAND:

Thank you, Mr. President. House Amendment No. 1 was land

donated by the City of Springfield to the State of Illinois for old Route 66, and this allows us to give that money -- that land back to the City of Springfield, that easement, and they'll use it potentially for a marina by Lake Springfield.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1072. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1072, and having received the required constitutional majority, is declared passed. Senate Bill 1112. Senator Dillard? Kirk Dillard, on 1112? Madam Secretary, please read the bill.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 2 to Senate Bill 1112.

Motion filed by Senator Dillard.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dillard.

SENATOR DILLARD:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is Amendment No. 2 to what is one of Governor George Ryan's cornerstones as his first year as our Governor. And this bill is commonly referred to as "15-20 & Life," and, specifically, it mandates many penalty enhancements for the use of a firearm when committing a crime. The amendment here was worked on long and hard by Mark Warnsing, our former staff member in the State

Senate and now the Governor's criminal legal counsel, with a great deal of input from a lot of people to make sure that we have a constitutional bill. And the bottom line is that if you're tough

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on crime when it comes to using a firearm in the commission of a crime, this is a very, very positive step in Illinois. And I think the message that we want to send from Governor Ryan and the Illinois State Senate is clear: Committing a crime with a gun is going to mean a long, long prison term or the death penalty. And I'd move that we concur in Amendment No. 2 to Senate Bill 1112.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Senator Jacobs.

SENATOR JACOBS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. You know, I -- I'm basically pro-gun and I basically believe that we should enhance penalties for use of weapons, but I do have one question that was posed to me the other day and it sort of bothers me, is that -- and if the sponsor will yield, let me ask my question in a...

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates he'll yield, Senator Jacobs.

SENATOR JACOBS:

...in a strange roundabout way. But it's my understanding that if someone comes in and starts to commit a robbery, pulls his weapon, shoots it in the air and that person is caught, because they fired the firearm in the air, they get another twenty years. And then it is my understanding, and correct me if I am wrong, that if you kill somebody, not necessarily in this bill, but as it sits now, it's -- potentially you could get twenty-five years. So for the fact of five years, maybe aren't you better off just to shoot the guy and not have -- and not have a witness in front of you?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dillard.

SENATOR DILLARD:

Well, I guess the -- the proper way to answer that is that if

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you kill somebody in the commission of a crime, you can be eligible for the death penalty, and there is sentence enhancement for -- for -- for -- for murder or for striking somebody. And I believe that -- you know, we've worked through a lot of the proportionality questions that are here, but the bottom line is

that it is not better, quite frankly, to -- to try to take out your witnesses, if that's what you're getting at, because in many, many instances, you're probably going to receive the death penalty.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Jacobs.

SENATOR JACOBS:

But, still, I -- I don't know if we've fully had the question answered, because doesn't this create an incentive -- I -- I don't know if at the point, you're maybe even a two-time loser -- one-time, it doesn't make any difference. But if you've got someone standing in front of you who you know that might be able to be a witness against you and -- and you know you're going to get twenty years 'cause he's going to be able to -- to come at you and say, "That's the guy that did it," aren't we creating the incentive just to blow him away?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Dillard.

SENATOR DILLARD:

...you -- thank you, Mr. President. If you don't get the death penalty for your circumstance, Senator Jacobs, your penalty is perhaps going to be double. So, you know, I'm not sure I subscribe to the fact -- you know, there's a lot of pundits who have written about this. They have this law in California. It has literally, according to police chiefs in California, changed the culture of many communities. The word is out on the street that if you have a gun at all in your possession when crimes are

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committed, you're going to do a hard, long time. And you know, according to California, it's changed the culture of a lot of communities, and they haven't had this type of hypothetical problem that some of the liberal members of the media love to write about in Illinois. You know, they scream for gun control and then when a Governor comes forward and gives them really meaningful gun control that can reduce crimes, they love to come up with hypothetical left-wing situations, and I just don't think this is going to be a problem; it hasn't been a problem in California. And if you murder somebody with a gun, you're going -- either going to do the death penalty or your sentence is going to be double.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Jacobs.

SENATOR JACOBS:

Well, two things: Number one, that's assuming there's a witness, and number two, I think -- you know, I take a little exception, I think, and I think you know better than to accuse me left-wing or -- or even to -- to bring that analogy into there, 'cause I don't think that I have that reputation of being a liberal or left-winger, because I am pro-gun. But my -- my

problem that I have with this is there seems to be a difference between the thought process upon inception and the actual firing of the weapon at someone. You know, you don't kill -- you don't kill a person, but, you know, you're trying to kill the person and you got a witness now that says, "All right, he's going to get twenty more years." Well, I think that gives the incentive that if you have shot that person once and you think you might get off with twenty years, you might as well just go finish the job and not have that witness.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any other discussion? Any other discussion? Senator

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Dillard, to close.

SENATOR DILLARD:

Thank you, Mr. President. Again, I just think that the message that the Governor wants sent and that the Illinois General Assembly needs to send is clear: That committing a crime with a gun is going to mean much more prison time. And I'd appreciate a concurrence vote in this fine piece of legislation from Governor Ryan.

PRESIDING OFFICER: (SENATOR WATSON)

This is final action, and the question is, shall the Senate concur with House Amendment No. 2 to Senate Bill 1112. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 2 to Senate Bill 1112, and having received the required constitutional majority, is declared passed. Madam Secretary, Senate Bill 1116, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1116.

The motion filed by Senator Sullivan.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Sullivan.

SENATOR SULLIVAN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move that we concur with House Amendment No. 1 to Senate Bill 1116. The underlying bill expands the demonstration project on electronic fingerprinting, dealing with trying to prevent welfare fraud and abuse. The amendment simply deletes an obsolete annual report that -- on Project Chance that the DHS has to file. They are in favor of that amendment. I ask for favorable

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consideration.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1116. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1116, and having received the required constitutional majority, is declared passed. Senate Bill 1117. Senator Syverson. We're on page 7 of the Supplemental Calendar. We have Senate Bill 1117. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1117.

Motion filed by Senator Syverson.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Syverson.

SENATOR SYVERSON:

Thank you, Mr. President. Amendment No. 1 and the -- the bill, itself, just makes some administrative changes to the Disabled Persons Rehabilitation Act. Know of no opposition. Just ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not,

the question is, shall the Senate concur with House Amendments -- Amendment No. 1 to Senate Bill 1117. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House

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Amendment No. 1 to Senate Bill 1117, and having received the required constitutional majority, is declared passed. Madam Secretary, please read the motion in regard to Senate Bill 1118.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendments 1, 2, 3 and 4 to Senate Bill 1118.

Motion filed by Senator Peterson.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Peterson.

SENATOR PETERSON:

Thank you, Mr. President. Senate Bill 1118, as it left the Senate, basically is the Department of Revenue's administration bill. It makes numerous changes that are meant to streamline the -- the process and to help taxpayers. There were four amendments

that were put on in the House. The first amendment updates the sales and use tax exemptions for graphic arts equipment. And for legislative intent, I'd like to read this statement: For the purposes of legislative intent, the changes of 35 Illinois State Chapter {sic} (ILCS) 105-3-30 {sic} (105/3-30), 110/3-30, 115-330 {sic} (115/3-30), and 120/2-30 regarding ink jet printing are needed to update the reference to the proper publication because the former publication is obsolete. This language clarifies the existing exemption. It does not broaden or narrow it. The second amendment - under the original provisions, the Department proposed to decrease the mandatory EFT threshold from six hundred thousand to fifty thousand to match similar federal thresholds; however, according to IRS, the threshold is being increased to two hundred thousand, thus this establish -- establishes the Illinois standard at two hundred thousand. The third amendment has language that provides that the income from sales or licenses of patents, copyrights, trademarks and similar intangible assets will be excluded from the numerator and the denominator in the sales

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factor for income apportionment purposes unless that income comprises more than fifty percent of the taxpayer's income over a

three-year period. The fourth amendment makes it -- effective date of this amendatory Act upon becoming law for tax years ending on or after the effective date of this amendatory Act, 1999. I ask for concurrence with Amendments 1, 2, 3 and 4 to Senate Bill 1118.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Senator Berman.

SENATOR BERMAN:

Thank you -- thank you, Mr. President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates he'll yield, Senator Berman.

SENATOR BERMAN:

Senator Peterson, as I understand the underlying bill, the legislative intent of the provisions regarding innocent spouse relief is to -- the intent is to not -- the intent is to not hurt or adversely affect an innocent spouse. Is my understanding correct?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Peterson.

SENATOR PETERSON:

You are correct, Senator.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any other discussion? Is there any other discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR WATSON)

Sponsor indicates he'll yield, Senator Hawkinson.

SENATOR HAWKINSON:

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Senator, can you explain the rationale for why you believe that these four amendments satisfy the single-subject rule?

PRESIDING OFFICER: (SENATOR WATSON)

Senator Peterson.

SENATOR PETERSON:

I'm told by the Department because they're all in the tax Act. They feel they'll meet -- they'll meet the criteria.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Hawkinson.

SENATOR HAWKINSON:

I wish that was still the standard.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any other discussion? Is there any other discussion? Senator Peterson moves that we concur on motions {sic} 1, 2, 3, 4 to Senate Bill 1118. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting

Present. The Senate does concur with House Amendments 1, 2, 3, and 4 to Senate Bill 1118, and having received the required constitutional majority, is declared passed. Senator Berman, on Senate Bill 1171. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 1171.

Motion filed by Senator Berman.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. House Amendment No. 1 to Senate Bill 1171 provides a method to encourage public safety. It provides for notice to be given to owners and lienholders of

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property when they -- when there is a abandoned building that requires boarding up. Notice has to be given to them, and if a notice is not given to them, the cost to the city of boarding up these buildings would take priority over their liens. If they receive this notice, then they have the opportunity to determine whether they want to make an investment or not. This is Amendment

No. 1 to Senate Bill 1171. Be glad to respond to any questions.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1171. All those in favor, vote Aye. Opposed, vote No. The voting is open. This is final action. Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1171, having received the required constitutional majority, is declared passed. Senator Obama, this is on -- back to the regular Calendar, on page 15. Regular Calendar, page 15. Right at the bottom of the page. We previously passed over Senate Bill 680 on a nonconcurrence motion. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to nonconcur with the House in the adoption of their Amendment No. 1 to Senate Bill 680.

Motion filed by Senator Obama.

And I have like messages on House Amendments 2 and House Amendments No. 3, all to Senate Bill 680.

PRESIDING OFFICER: (SENATOR WATSON)

...heard the motion. Is there any discussion? Is there any discussion? Senator Obama moves to nonconcur with House Amendments 1, 2 and 3 to Senate Bill 680. All those in favor, vote Aye. I beg your pardon. All those in favor, say Aye.

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Thank you. Opposed, Nay. The Ayes have it. Motion carries and the Secretary shall so inform the House. Madam Secretary, resolutions.

ACTING SECRETARY HAWKER:

Senate -- Senate Resolution 137, offered by Senator Geo-Karis and all Members.

It is a death resolution.

PRESIDING OFFICER: (SENATOR WATSON)

Consent Calendar.

ACTING SECRETARY HAWKER:

And Senate Resolutions 138, filed by Senator Geo-Karis and Senator DeLeo.

And Senate Resolution 139, offered by Senator Emil Jones and all Members.

And they're both substantive.

That last resolution, Senate Resolution 139, is Senator Emil Jones and all Senate Democrats.

And they're both substantive.

PRESIDING OFFICER: (SENATOR WATSON)

We're going back to Supplemental Senate Calendar No. 1 on page 5. Assistant Coach Cullerton has Senate Bill 749. Madam Secretary, please read the motion. This is concurrence, and this will be final action. Madam Secretary.

ACTING SECRETARY HAWKER:

I move to -- I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 749.

Motion filed by Senator Cullerton.

PRESIDING OFFICER: (SENATOR WATSON)

Coach Cullerton.

SENATOR CULLERTON:

Yes. Thank you, Coach. Thank you, Mr. President, Members of the Senate. This bill deals with business broker liens, and what

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the House did was to add a technical amendment at the request of the Secretary of State's Office. When -- when we passed the bill, when it came out of here, we were basically talking about addressing a problem of business broker liens being recorded in the Secretary of State's Office, and the recorder -- and the title companies were having troubles trying to find these -- these liens. So that was the purpose of the bill, and basically what the House amendment did was just to specify that the business broker liens are junior to all prior recorded liens which have been perfected. So for that reason, I would be happy to ask that we concur with the House amendment.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 749. All those in favor, vote Aye. Opposed, vote No. Voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill -- excuse me, the House -- the Senate does concur with House Amendment No. 1 to Senate Bill 749, and having received the required constitutional majority, is declared passed. Resolutions, Madam Secretary.

ACTING SECRETARY HAWKER:

Senate Resolution 140, offered by Senators O'Malley, Petka and Viverito.

It is substantive.

PRESIDING OFFICER: (SENATOR WATSON)

We are going to continue with the Supplemental Senate Calendar No. 1. On page 5, at the top of page 5, you will find Senate Bill 653. Madam Secretary, please read the motion.

ACTING SECRETARY HAWKER:

I move to concur with the House in the adoption of their Amendment No. 1 to Senate Bill 653.

Motion filed by Senator Cronin.

PRESIDING OFFICER: (SENATOR WATSON)

Senator Cronin.

SENATOR CRONIN:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The House Amendment No. 1 to Senate Bill 653 are changes that are required by new federal requirements imposed by Congress upon State guarantor agencies that participate in the federal Family Education Loan Program. These newly created funds will replace the current ISAC Student Loan Fund from which all student loan expenditures are made. Basically, there's technical changes in the Illinois Student Assistance program -- scholarship and grant program, and we are complying with some directives from the federal government. Ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR WATSON)

Is there any discussion? Is there any discussion? If not, the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 653. All those in favor, vote Aye. Opposed, vote No. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 voting Yes, no voting No, no voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 653, and having received the required constitutional majority, is declared passed. Okay. All right. Just so -- to inform the Members, at 4 o'clock there's going to be a Rules

Committee meeting. At 4 o'clock. So we are to not -- proceed final action, obviously, until that report -- committee report is read into the record. So we are kind of in a holding pattern waiting for the Rules Committee to meet at 4. We'd like to advise the Members that there will be committee meetings tomorrow, and

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they will begin at 8:30, the first one being Education Committee meeting in Room 212. The -- the rest, be sure to check the bulletin board out front. They will all be posted and there will be other committee hearings throughout the morning. So I would advise all of you, when you come in early in the morning, to take a look at the bulletin board, and it may even be posted yet this evening. It will be posted this evening. So before you leave tonight, I would check to make sure what respective committees are meeting at what time. Senator Demuzio.

SENATOR DEMUZIO:

After the Rules Committee meet this evening, as a matter of parliamentary inquiry, are we -- are we going back to the Calendars again?

PRESIDING OFFICER: (SENATOR WATSON)

No. In fact, for all practical purposes, we've concluded our

business. We will hold at ease here until the Rules Committee has completed their activity, and then read the report in and adjourn. Senator Demuzio.

SENATOR DEMUZIO:

Want to -- we want to thank you. You're so kind to give us that information, and...

PRESIDING OFFICER: (SENATOR WATSON)

That will be so noted, Senator Demuzio.

SENATOR DEMUZIO:

...and...

PRESIDING OFFICER: (SENATOR WATSON)

Very rare occasion.

(SENATE STANDS AT EASE/SENATE RECONVENES)

PRESIDING OFFICER: (SENATOR GEO-KARIS)

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Committee Reports.

SECRETARY HARRY:

Senator Weaver, Chair of the Committee on Rules, reports the

following Legislative Measures have been assigned: Referred to the Committee on Judiciary - Motion to Concur with House Amendments 1 and 3 to Senate Bill 460; to the Committee on State Government Operations - the Motions to Concur with House Amendment 1 to Senate Bill 150, and Amendment 1 to Senate Bill 1148; and Be Approved for Consideration - Motions to Concur with House Amendment 1 to Senate Bill 146, and Amendment 1 to Senate Bill 932.

PRESIDING OFFICER: (SENATOR GEO-KARIS)

I repeat, for everyone's earphones, that if you'll check the bulletin board in the back of the room, you'll find the committees posted for tomorrow morning. Is there any further business to come before the Senate? If not, Senator Smith moves that the Senate stands adjourned until the hour of 11 a.m., Wednesday, May 19. The Assembly is adjourned -- is adjourned, rather.

